



General Assembly

January Session, 2007

***Amendment***

LCO No. 8245

**\*SB0127008245HDO\***

Offered by:  
REP. FOX, 146<sup>th</sup> Dist.

To: Subst. Senate Bill No. 1270

File No. 854

Cal. No. 677

***"AN ACT CONCERNING NOTICE IN DRAM SHOP ACTIONS INVOLVING DEATH OR INCAPACITY."***

1 Strike everything after the enacting clause and substitute the  
2 following in lieu thereof:

3 "Section 1. Section 30-102 of the general statutes is repealed and the  
4 following is substituted in lieu thereof (*Effective July 1, 2007, and*  
5 *applicable to causes of action arising on or after said date*):

6 If any person, by such person or such person's agent, sells any  
7 alcoholic liquor to an intoxicated person, and such purchaser, in  
8 consequence of such intoxication, thereafter injures the person or  
9 property of another, such seller shall pay just damages to the person  
10 injured, up to the amount of two hundred fifty thousand dollars, or to  
11 persons injured in consequence of such intoxication up to an aggregate  
12 amount of two hundred fifty thousand dollars, to be recovered in an  
13 action under this section, provided the aggrieved person or persons  
14 shall give written notice to such seller [within one hundred twenty  
15 days of the occurrence of such injury to person or property] of such

16 person's or persons' intention to bring an action under this section.  
17 Such notice shall be given (1) within one hundred twenty days of the  
18 occurrence of such injury to person or property, or (2) in the case of the  
19 death or incapacity of any aggrieved person, within one hundred  
20 eighty days of the occurrence of such injury to person or property.  
21 Such notice shall specify the time, the date and the person to whom  
22 such sale was made, the name and address of the person injured or  
23 whose property was damaged, and the time, date and place where the  
24 injury to person or property occurred. No action under the provisions  
25 of this section shall be brought but within one year from the date of the  
26 act or omission complained of. Such injured person shall have no cause  
27 of action against such seller for negligence in the sale of alcoholic  
28 liquor to a person twenty-one years of age or older."

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2007, and applicable to causes of action arising on or after said date</i>	30-102